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UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))

<i>Attorney Docket No.</i>	HORA.P0101US
<i>First Inventor</i>	HORACE W. HALE
<i>Title</i>	FACET IMPLANT
<i>Express Mail Label No.</i>	EV 164825476 US

APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

1. Fee Transmittal Form (e.g., PTO/SB/17)
(Submit an original and a duplicate for fee processing)
2. Applicant claims small entity status.
See 37 CFR 1.27.
3. Specification [Total Pages 21]
(preferred arrangement set forth below)
 - Descriptive title of the invention
 - Cross Reference to Related Applications
 - Statement Regarding Fed sponsored R & D
 - Reference to sequence listing, a table, or a computer program listing appendix
 - Background of the Invention
 - Brief Summary of the Invention
 - Brief Description of the Drawings (*if filed*)
 - Detailed Description
 - Claim(s)
 - Abstract of the Disclosure
4. Drawing(s) (35 U.S.C. 113) [Total Sheets 7]
5. Oath or Declaration [Total Sheets 2]
 - a. Newly executed (original or copy)
 - b. Copy from a prior application (37 CFR 1.63(d))
(for continuation/divisional with Box 18 completed)
 - i. DELETION OF INVENTOR(S)
Signed statement attached deleting inventor(s) name in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).
6. Application Data Sheet. See 37 CFR 1.76

ADDRESS TO:
Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

7. CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)
8. Nucleotide and/or Amino Acid Sequence Submission
(if applicable, all necessary)
 - a. Computer Reader Form (CRF)
 - b. Specification Sequence Listing on:
 - i. CD-ROM or CD-R (2 copies); or
 - ii. Paper
 - c. Statements verifying identity of above copies

ACCOMPANYING APPLICATION PARTS

9. Assignment Papers (cover sheet & document(s))
10. 37 CFR 3.73(b) Statement Power of (when there is an assignee) Attorney
11. English Translation Document (if applicable)
12. Information Disclosure Statement (IDS)/PTO-1449 Copies of IDS Citations
13. Preliminary Amendment
14. Return Receipt Postcard (MPEP 503) *(Should be specifically itemized)*
15. Certified Copy of Priority Document(s) *(if foreign priority is claimed)*
16. Nonpublication Request under 35 U.S.C. 122 (b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.
17. Other: *Certificate of Express Mailing..*

18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in the first sentence of the specification following the title, or in an Application Data Sheet under 37 CFR 1.76:

Continuation Divisional Continuation-in-part (CIP) of prior application No.:

Prior application information: Examiner _____ Art Unit: _____
For CONTINUATION or DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

19. CORRESPONDENCE ADDRESS

<input type="checkbox"/> Customer Number:	23908		OR	<input checked="" type="checkbox"/> Correspondence address below
Name	MARK C. JOHNSON			
Address	Renner, Otto, Boisselle & Sklar, LLP 1621 Euclid Avenue, Nineteenth Floor			
City	Cleveland	State	Ohio	Zip Code
Country	U.S.	Telephone	(216) 621-1113	Fax
Name (Print/Type)	MARK C. JOHNSON	Registration No. (Attorney/Agent)	51,854	
Signature				

This collection of information is required by 37 CFR 1.53(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

16179 U.S. PTO/62/80

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FEE TRANSMITTAL for FY 2003

Effective 01/01/2003. Patent fees are subject to annual revision.

Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 1014.00)

Complete if Known

Application Number	Not yet assigned
Filing Date	Herewith
First Named Inventor	HORACE W. HALE
Examiner Name	Not yet assigned
Art Unit	Not yet assigned
Attorney Docket No.	HORA.P0101US

METHOD OF PAYMENT (check all that apply)

Check Credit card Money Order Other None

Deposit Account:

Deposit Account Number	18 - 0988
Deposit Account Name	Renner, Otto, Boisselle & Sklar, LLP

The Director is authorized to: (check all that apply)

- Charge fee(s) indicated below Credit any overpayments
 Charge any additional fee(s) during the pendency of this application
 Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity Small Entity

Fee Code (\$)	Fee (\$)	Fee Code (\$)	Fee (\$)	Fee Description	Fee Paid
1051	130	2051	65	Surcharge - late filing fee or oath	0
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	0
1053	130	1053	130	Non-English specification	0
1812	2,520	1812	2,520	For filing a request for ex parte reexamination	0
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	0
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	0
1251	110	2251	55	Extension for reply within first month	0
1252	410	2252	205	Extension for reply within second month	0
1253	930	2253	465	Extension for reply within third month	0
1254	1,450	2254	725	Extension for reply within fourth month	0
1255	1,970	2255	985	Extension for reply within fifth month	0
1401	320	2401	160	Notice of Appeal	0
1402	320	2402	160	Filing a brief in support of an appeal	0
1403	280	2403	140	Request for oral hearing	0
1451	1,510	1451	1,510	Petition to institute a public use proceeding	0
1452	110	2452	55	Petition to revive - unavoidable	0
1453	1,300	2453	650	Petition to revive - unintentional	0
1501	1,300	2501	650	Utility issue fee (or reissue)	0
1502	470	2502	235	Design issue fee	0
1503	630	2503	315	Plant issue fee	0
1460	130	1460	130	Petitions to the Commissioner	0
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)	0
1806	180	1806	180	Submission of Information Disclosure Stmt	0
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	0
1809	750	2809	375	Filing a submission after final rejection (37 CFR 1.129(a))	0
1810	750	2810	375	For each additional invention to be examined (37 CFR 1.129(b))	0
1801	750	2801	375	Request for Continued Examination (RCE)	0
1802	900	1802	900	Request for expedited examination of a design application	0

Other fee (specify) _____

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ 0.00)

**or number previously paid, if greater; For Reissues, see above

SUBMITTED BY

(Complete if applicable)

Name (Print/Type)	MARK C. JOHNSON	Registration No. (Attorney/Agent)	51,854	Telephone (216) 621-1113
Signature	<i>m c j</i>			Date 8/29/03

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

ATTORNEY DOCKET NO.: HORA.P0101US

TITLE: FACET IMPLANT

EXPRESS MAIL Mailing Label No.: EV 164825476 US

Date of Deposit: August 29, 2003

I hereby certify that this paper or fee is being deposited with the United States Postal Service Express Mail Post Office to Addressee service under 37 CFR 1.10 on the date indicated above and is addressed to: Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

David Friedman
(Typed or printed name of Sender)


(Signature)

Certificate of Mailing.wpd